

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In re: Stryker Rejuvenate and
ABG II Hip Implant Products
Liability Litigation,

Civil 13-md-2441 DWF/FLN

O R D E R

On June 12, 2013 the Panel on Multidistrict Litigation entered an Order transferring to this Court for coordinated or consolidated pretrial proceedings the Stryker Rejuvenate and ABG II Hip Implant Product Liability cases. The Court has met regularly with counsel for Plaintiffs and Defendants and the parties have reached agreement with respect to several stipulated pretrial orders. The Court has determined that the time has come to adopt a scheduling order.

To that end:

1. Magistrate Judge Noel will hold a scheduling conference at 2:00 PM on March 12, 2014 in chambers, Suite 9W , United States Courthouse, 300 South 4th Street, Minneapolis, MN . [NB, Magistrate Judge Noel's chambers are NOT in St. Paul, but are in MINNEAPOLIS].
2. The Plaintiffs' Lead Counsel Committee and Defendants' Lead Counsel shall attend the scheduling conference.
3. In advance of the scheduling conference counsel shall meet and confer and if they are able to agree, file with the Court on or before March 10, 2014 a joint proposed scheduling order. If counsel are not able to agree upon a scheduling order, each side shall file with the Court on or before March 10, 2014 their respective proposals regarding what a scheduling order should include. (Courtesy copies shall be provided to the Chambers of both Magistrate Judge Noel and Judge Frank).

4. Counsel shall also include in their joint proposed scheduling order, or their separate proposed scheduling orders, in the event they are unable to agree upon a joint one, a provision regarding how this Court should address the issue of early mediation in a strategic way that will facilitate the settlement of the nearly 600 cases that are part of the Minnesota MDL.

This scheduling conference is in addition to, and not in lieu of the standing March 20, status conference. The Court anticipates having a Scheduling Order in place before the March 20, 2014 status conference.

DATED: February 26, 2014_

s/Franklin L. Noel
FRANKLIN L. NOEL
United States Magistrate Judge